

1 Elliot S. Blut, Esq.  
2 Nevada Bar No. 6570  
3 Blut Law Group, PC  
4 300 South Fourth Street, Suite 701  
5 Las Vegas, NV 89101  
6 Telephone: (702) 706-0727  
7 Facsimile: (702) 384-8565

8 Attorneys for Plaintiff,  
9 TOPOLEWSKI AMERICA, INC.

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 TOPOLEWSKI AMERICA, INC., a  
13 Nevada corporation,

14 Plaintiff,

15 v.

16 STATE OF CALIFORNIA  
17 EMPLOYMENT DEVELOPMENT  
18 DEPARTMENT and DOES 1-10, inclusive,

19 Defendants.

Case No. 2:22-cv-02045-GMN-DJA

STIPULATION AND ORDER  
EXTENDING THE DEADLINE FOR  
PLAINTIFF TO RESPOND TO  
DEFENDANT'S MOTION TO DISMISS

(FIRST REQUEST)

20 Pursuant to Local Rules IA 6-1 and 7-1, Defendant State of California Employment  
21 Development Department and Plaintiff Topolewski America, Inc. stipulate, agree, and  
22 respectfully request that the Court extend the deadline for Topolewski America to respond  
23 to EDD's Motion to Dismiss from February 23, 2023 to March 8, 2023.

- 24 1. On February 9, 2023, EDD filed a Motion to Dismiss (ECF No. 9).  
25 2. The parties agreed to extend the deadline for Plaintiff to respond to EDD's  
26 Motion to Dismiss to March 8, 2023..  
27 3. This is Topolewski America's first request to the Court for an extension of  
28

1 time to respond to Defendant's Motion to Dismiss and the request is in good faith and not  
2 for the purposes of delay.

3 Dated this 24th day of February, 2023

4 McDONALD CARANO LLP

BLUT LAW GROUP, PC

6 By: /s/ Kiley A. Harrison

By: /s/ Elliot S. Blut


7 Pat Lundvall (NSBN 3761)  
8 Rory T. Kay (NSBN 12416)  
9 Kiley A. Harrison (NSBN 16092)  
10 2300 West Sahara Avenue, Suite 1200  
11 Las Vegas, Nevada 89102  
12 [plundvall@mcdonaldcarano.com](mailto:plundvall@mcdonaldcarano.com)  
13 [rkay@mcdonaldcarano.com](mailto:rkay@mcdonaldcarano.com)  
14 [kharrison@mcdonaldcarano.com](mailto:kharrison@mcdonaldcarano.com)  
15 *Attorneys for Defendant*  
16 *State of California Employment*  
17 *Development Department*

Elliot S. Blut (NSBN 6570)  
300 South Fourth Street, Suite 701  
Las Vegas, Nevada 89101  
[eblood@blutlaw.com](mailto:eblood@blutlaw.com)  
*Attorneys for Plaintiff*  
*Topolewski America, Inc.*

14 **ORDER**

15 **IT IS SO ORDERED.**

16 Dated this 24 day of February, 2023.

18  
19  
20   
21 Gloria M. Navarro, District Judge  
22 UNITED STATES DISTRICT COURT  
23  
24  
25  
26  
27  
28